

N.Y.S.D. Case #  
21-mc-0102(AKH)

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

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At a stated Term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 9th day of February, two thousand and eleven,

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In Re: World Trade Center Lower Manhattan Disaster Site **ORDER**

Docket Number: 10-2794

Richard Racioppi, Alex Anthony Sanchez, Rafael Valdez, Manuel Checo, Dorota Markut, Roman Markut, Lucyna Foremska, Tadeusz Foremska, Jose Bello, Bozena Kurkowski, Janus Kurkowski, Ludmila Khomik, Voldymyr Khomik, Gustavo Iturralde, Monica Arce, Miguel Zanabria, Ryszard Krysiuk, Viasta Krysiuk, Columbina Estrella, Leonardo Estrella, Marco Fernandez,

Plaintiffs - Appellees - Cross - Appellants,

Richard Dambakly, Dorothy Dambakly, Edward Deery, James Goldsworthy, Donna Goldsworthy, Philip Kirschner, Timothy Lombardi, Janice Lombardi, Philip Mattera, Laura Mattera, Steven Mozes, Amy Mozes, Arthur Noonan, Denise Noonan, Devrin Perdue, Goldie Perdue, Stanley Salata, Christine Salata, Richard Srnioukas, Truzzolino Barbra, Michael Vandergriff, Angela Vandergriff,

Claimants - Appellants,

v.

Tully Construction Co., Inc., City of New York, AMEC Construction Management, Inc., Bovis Lend Lease LMB, Inc., Plaza Construction Corp., Turner Construction Company, Tully Construction Co., Inc.,

**USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: May 31, 2011**

**MANDATE ISSUED ON 05/31/2011**

Fleet Trucking, Inc., A. Russo Wrecking, Inc., AMEC  
 Earth & Environmental, Inc., Atlantic-Heydt  
 Corporation, Berkel & Company Contractors, Inc., Big  
 Apple Wrecking & Construction Corporation, Board of  
 Education of the City of New York, Breeze Carting,  
 Inc., Breeze National, Inc., Brer-Four Transportation,  
 Buro Happold Consulting Engineers, PC, C.B.  
 Contracting Corporation, Canron Construction  
 Corporation, Component Assembly Systems, Inc., Cord  
 Contracting Co., Inc., Dakota Demo-Tech, Diamond  
 Point Excavating Corporation, Diversified Carting, Inc.,  
 DMT Enterprise, Inc., E.J. Davies, Inc., Eagle One  
 Roofing Contractors, Inc., En-Tech Corporation,  
 Evergreen Recycling of Corona, Ewell W. Finley, P.C.,  
 Executive Medical Services, P.C., Francis A. Lee  
 Company, FTI Trucking Corporation, Gilsanz Murray  
 Steficek, LLP, Goldstein Associates Consulting  
 Engineers PC, Hallen Welding Service, Inc., HP  
 Enviornmental, Inc., Hudson Meridian Construction  
 Group LLC, J.P. Equipment & Rental Materials,  
 L.L.C., La Strada General Contracting Corporation,  
 Laquila Construction, Inc., Leslie E. Robertson  
 Associates, R.L.L.P., Liberty Mutual Insurance  
 Company, Lockwood Kessler & Bartlett, Inc., Lucius  
 Pitkin, Inc., LZA Technology - a division of Thornton  
 Tomasetti Manafort Brothers Incorporated, Yonkers  
 Contracting Company, Inc., Yannuzzi & Sons, Inc.,  
 WSP Cantor Seinuk, Mazzocchi Wrecking, Inc.,  
 Wolkow Braker Roofing Corporation, Moretrench  
 American Corporation, MRA Engineering P.C., Royal  
 GM Inc., Weidlinger Associates P.C., Weeks Marine,  
 Inc., SAB Trucking, Inc., Mueser Rutledge Consulting  
 Engineers, Nacirema Industries Inc., New York City  
 Department of Education, New York City School  
 Construction Authority, New York Crane & Equipment  
 Corporation, Vollmer Associates LLP, Turner/Plaza, A  
 Joint Venture, Tucci Equipment Rental Corporation,  
 Total Safety Consulting, LLC, Thornton Tomasetti,  
 Inc., Rodar Enterprises, Inc., City University of New  
 York, Nicholson Construction Company, Peter  
 Scalamandre and Sons, Inc, Pinnacle Enviornmental  
 Corporation, Pro Safety Services Inc., Skidmore  
 Owings and Merrill, L.L.P., Skanska Koch, Inc.,  
 Simpson Gumpertz & Heger, Inc., PT&L Contracting  
 Corporation, Robert L. Gerosa, Inc., Robert Silman

Associates, P.C., Safeway Environmental Corporation,  
Semcor Equipment & Manufacturing Corporation,  
Silverite Contracting Corporation,

Defendants - Appellants - Cross - Appellees.


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The parties in the above-referenced case have filed a stipulation withdrawing this appeal pursuant to Local Rule 42.1. Each party has submitted a separate electronically signed counterpart reflecting the negotiated terms of the stipulation.

The stipulations are hereby "So Ordered".

For The Court:

Catherine O'Hagan Wolfe,  
Clerk of Court

  
Catherine O'Hagan Wolfe

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

  
Catherine O'Hagan Wolfe